

**STATE BUILDING CODE TECHNICAL REVIEW BOARD**  
**DRAFT MEETING MINUTES**  
**November 17, 2017**  
**Glen Allen, Virginia**

Members Present

Mr. J. Robert Allen, Chairman  
Mr. James R. Dawson, Vice Chairman  
Mr. W. Keith Brower  
Mr. Daniel Crigler  
Mr. Alan D. Givens  
Mr. Joseph Kessler  
Mr. Eric Mays, PE  
Ms. Joanne Monday  
Ms. Patricia S. O'Bannon  
Mr. W. Shaun Pharr, Esq.  
Mr. Aaron Zdinak, PE

Members Absent

Mr. Matthew Arnold  
Mr. Vince Butler  
Mr. E. G. Middleton, III

Call to Order	The meeting of the State Building Code Technical Review Board ("Review Board") was called to order by the Chairman at approximately 10:09 a.m.
Roll Call	The attendance was established by the Acting Secretary. Mr. Vernon W. Hodge. with a quorum being present. Mr. Justin I. Bell, the board's legal counsel from the Attorney General's Office, was also present.
Minutes	Ms. O'Bannon moved to approve the September 15, 2017 minutes as presented in the Review Board members' agenda package with an editorial change to replace the word "if" with the word "of" in the third sentence in the next to last paragraph on page six. The motion was seconded by Mr. Crigler and passed unanimously with Messrs. Kessler and Pharr abstaining from the vote.
Public Comment	The Chairman opened the meeting for public comment. Mr. Hodge advised that no one had pre-registered.
Final Orders	<u>Appeal of John Kania Vogel and Karen Anne Mitchell-Smith, Appeal No. 17-3:</u>  Ms. Monday moved to approve the final order as presented in the Review Board members' agenda package with editorial changes (1) add a "--" (hyphen) between the numbers 63 and 450 in the Va. Admin. Code citation in third sentence of the first paragraph on page nine; (2) replace the word "repelling" with the word "rappelling" in the fourth sentence of the second paragraph on page nine; and (3) add a "." (period) at the end of the last paragraph on page ten. The motion was

seconded by Ms. O'Bannon and passed unanimously with Messrs. Kessler and Pharr abstaining from the vote.

**New Business**

Appeal of Fairfax County; Appeal No. 17-5:

The appeal was withdrawn prior to the meeting via email from Guy Tomberlin with the Fairfax County Land Development Services.

Appeal of Deborah and Benny Bono; Appeal No. 17-6:

A hearing convened with the Chairman serving as the presiding officer. The appeal involved the Roanoke County Building Official's determination that a building on the Johnston/Bolden property was a farm building; thus exempt from the Uniform Statewide Building Code.

The following person was sworn in and given an opportunity to present testimony:

Morgan Yates, Building Official for the County of Roanoke  
Deborah Bono, Appellant  
Benny Bono, Appellant

Also present was:

Peter Lubeck, Esq., legal counsel for the County of Roanoke  
Terry Grimes, Esq., legal counsel for the Bonos'  
Brittany Haddox, Esq., legal counsel for the Bonos'

After testimony concluded, the Chairman closed the hearing and stated a decision from the Review Board members would be forthcoming and the deliberations would be conducted in open session. It was further noted that a final order reflecting the decision would be considered at a subsequent meeting and, when approved, would be distributed to the parties and would contain a statement of further right of appeal.

A late submittal by the Appellant consisting of a motion to strike irrelevant evident and argument as well as exhibit #83 was presented to the Review Board for consideration. Mr. Pharr moved to admit the late submittal. The motion was seconded by Ms. Monday and passed unanimously.

Decision: Appeal of Deborah and Benny Bono; Appeal No. 17-6:

**State Building Code Technical Review Board**  
**November 17, 2017 Minutes - Page 3**

An appeal was heard and after consideration of preliminary issues the Review Board ruled to dismiss the appeal as improper.

**Secretary's Report**

Mr. Hodge informed the Review Board members that Matthew Arnold has submitted his letter of resignation from the Review Board

**Adjournment**

There being no further business, Mr. Dawson moved to adjourn the meeting at approximately 12:30 p.m.

Approved: January 19, 2018

---

Chairman, State Building Code Technical Review Board

---

Acting Secretary, State Building Code Technical Review Board